



Patent
Attorney Docket: 265/083

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

) Group Art Unit: 1743

Inventor: Mark M. Wang et al.

) Examiner: Not Yet Assigned

Serial No.: 09/993,376

)

Filed: November 14, 2001

)

For: Methods and Apparatus for Sorting of
Bioparticles Based Upon Optical Spectral
Signature

)

COPY OF PAPERS
ORIGINALLY FILED

TRANSMITTAL OF MISSING PARTS

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

Sir:

I. DOCUMENTS ENCLOSED:

In response to the **NOTICE TO FILE MISSING PARTS OF APPLICATION UNDER 37 CFR § 1.53(f)**, which was mailed by the Patent Office on January 17, 2002, enclosed are:

- Declaration
- Power of Attorney: Separate or Combined with Declaration
- Assignment of the invention to Genoptix (together with PTO Form 1595)
- A copy of the Notice to File Missing Parts of Application under 37 CFR § 1.53(f)
- Information Disclosure Statement and Form PTO/SB/08A.

OC-104418.1

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

February 22, 2002
Date of Deposit

Denise N. Doss

Name of Person Mailing Paper

Denise N. Doss
Signature of Person Mailing Paper



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REQUEST FOR EXTENSION OF TIME: _____

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/> one month	\$55.00	\$110.00
<input type="checkbox"/> two months	\$200.00	\$400.00
<input type="checkbox"/> three months	\$460.00	\$920.00
<input type="checkbox"/> four months	\$720.00	\$1,440.00
<input type="checkbox"/> five months	\$980.00	\$1,960.00

Fee

If any extension fee is required, please consider this a petition therefor.

III. FILING FEES

Applicant claims small entity status pursuant to 37 CFR 1.27.

BASIC FILING FEE:						\$740.00	
Total Claims	4	-	20	=	0	x \$18.00	\$0.00
Independent Claims	1	-	3	=	0	x \$84.00	\$0.00
Multiple Dependent Claims	\$280	(if applicable)			<input type="checkbox"/>		\$0.00
Surcharge 37 CFR § 1.16(e)	\$130	(if applicable)			<input checked="" type="checkbox"/>		\$130.00
TOTAL OF ABOVE CALCULATIONS						\$870.00	
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.					<input checked="" type="checkbox"/>		\$435.00
Extension of Time (from above)							\$0.00
Assignment -- \$40 (if applicable)					<input checked="" type="checkbox"/>		\$40.00
TOTAL FEES SUBMITTED HEREWITH						\$475.00	

IV. METHOD OF PAYMENT OF FEES:

A check in the amount of _____ is enclosed to cover the above fee(s).
 Charge Lyon & Lyon's Deposit Account No. 12-2475 in the amount of \$475.00.



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The Commissioner is authorized to charge Lyon & Lyon's Deposit Account No. 12-2475 for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account No. 12-2475.

Respectfully submitted,

LYON & LYON LLP

By:


David B. Murphy
Reg. No. 31,125



22249

PATENT TRADEMARK OFFICE

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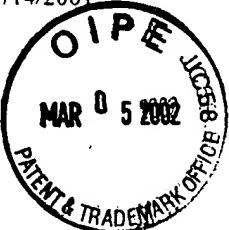


UNITED STATES PATENT AND TRADEMARK OFFICE

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WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/993,376	11/14/2001	Mark M. Wang	265/083

22249
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LOS ANGELES, CA 90071



CONFIRMATION NO. 1411
FORMALITIES LETTER

OC00000007324217

Date Mailed: 01/17/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 370 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 435.**

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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01 FC:201 370.00 CH
02 FC:205 65.00 CH